The Mysore Gazette.

Vol. 43.] PUBLISHED BY AUTHORITY. [No. 46.

BANGALORE, THURSDAY, NOVEMBER 19, 1908.

PART III.

Legislative Measures and Rules thereunder.

NOTIFICATION

No. 121—L. C., dated 31st October 1908.

Under Rule 31 of the rules relating to the conduct of business of the Mysore Legislative Council, the following bills together with the statements of objects and reasons therefor are published for general information.

By Order,
C. S. BALASUNDARAM IYER,
Secy., Mysore Legislative Council.

Bill further to amend the City of Mysore Improvement Regulation, 1908.

Preamble.

Whereas it is expedient further to amend the City of Mysore Improvement Regulation, 1903; His Highness the Maharaja is pleased to enact as follows:—

References to Regulations of 1871 changed to references to Mysore Municipal Regulation, 1906.

1. The references to the Municipal Regulations of 1871 shall be changed to references to the Mysore Municipal Regulation, 1906.

2. In sections 4, 5, 7, 16, 19, 21, 24, 26, 30, 31, 33, 37 and 38, for the words "Municipal Commission," "Municipal Commissioner" and "Municipal Commissioners," there shall be substituted, respectively, the words "Municipal Council," "Municipal Councillor" and "Municipal Councillors."

Substitution of "Municipal Council", etc., for "Municipal Commission", etc.

3. In section 4 relating to the constitution of the Board, the word "nine" shall be substituted for the word "eight," and the words "the Health Officer of the Mysore City Municipality; the Deputy Sanitary Commissioner to the Government;" shall be substituted for the words "the Civil Surgeon for the time being of the Mysore District."

Amendment of section 4.

4. For section 20, the following shall be substituted.

Substitution of a new section for section 20.

"20. The provisions of sections 41, 50, 90 to 93, 113, 116, 118, 119 and 121 to 125 of the Municipal Regulation, VII of 1906, in regard to streets; of sections 99 to 105, 107(1), 108 109, 111 and 112 in regard to drains, privies, sewers etc.; of section 154 in regard to the service of notices etc.; and of section 156 in regard to the execution of works when the owner or occupier fails to execute the same and the recovery of the expenses thereof from him shall, so far as may be consistent with the tenor of this Regulation, apply,

Board may exercise certain powers of Municipal Councillors in regard to streets, drains, privies, sewers, etc., services of notices etc., and execution of works and recovery of cost.

(*a*) to streets, drains, privies, sewers, etc., or parts thereof vested in the Board under this Regulation, and

(*b*) to the service of notices, the execution of works and the recovery of expenses by the Board under this Regulation; and all references in the said provisions to the Municipal Councillors or other Municipal authority shall be construed as references to the Board."

STATEMENT OF OBJECTS AND REASONS.

Under Section 20 of the Mysore City Improvement Regulation, the Trust Board is empowered to exercise in regard to streets vested under its control certain powers of the Municipal Commissioners conferred under the old Municipal Regulation of 1871. The power of compelling owners of houses in the area brought under the control of the Board, to connect the drains of their houses with street drains, is not however provided for by this section. Though, with respect to houses newly built or improved, the Board has power to insist on house-connections with street drains under the building bye-laws, this power so far as houses already existing are concerned, can only be exercised by the Municipality and not by the Board. A similar difficulty is experienced with regard to the drainage, conservancy and general sanitation of areas under the control of the Board. It is therefore proposed in the bill (*vide* clause 4) to invest the Board with the powers exercisable by the Municipalities under the Municipal Regulation in regard to drainage, conservancy and sanitation, so far as the area under the Board is concerned. The references to the old Municipal Regulation are also changed to corresponding sections in the new Municipal Regulation of 1906.

2. The opportunity has been taken to amend section 4 relating to the constitution of the Board, by appointing the Health Officer and the Deputy Sanitary Commissioner as members of the Board instead of the Civil Surgeon.